

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO

JOSE RAMON RIVERA ROSA,  
et al.,

Plaintiffs,

v.

MINDY LEE CORPORATION,  
et al.,

Defendants.

CIVIL NO. 98-1734 (RLA)

RECEIVED AND FILED  
1999 AUG 31 PM 5:43  
CLERK'S OFFICE  
U.S. DISTRICT COURT  
SAN JUAN P.R.

MINUTES OF SETTLEMENT CONFERENCE  
HELD ON AUGUST 24, 1999  
AND SCHEDULING FURTHER STATUS CONFERENCE

At the Settlement Conference held on August 24, 1999 from 10:45 a.m. to 12:00 noon plaintiff was represented by ANIBAL ESCANELLAS RIVERA, ESQ. Defendant MINDY LEE CORP. was represented by CARLOS J. GROVAS-PORRATA, ESQ. Also present was ODEMARIS CHACON-VARONA presently working with defense counsel.

**Correction to ISC Memorandum**

Defendant's Motion Requesting Correction in Joint ISC Memorandum, filed on August 5, 1999 (docket No. 29), is **GRANTED**. Accordingly, the record is corrected to reflect that the accurate date of plaintiff's termination is **June 18, 1997** and not July 18, 1997 as previously indicated.

(38) no

CIVIL NO. 98-1734 (RLA)

Page 2

---

**Experts' Discovery**

Defendant's Motion Requesting Extension of Time to Submit Expert Witness' Report, filed on August 10, 1999 (docket No. **31**) is **MOOT**.

Defendant's Motion Requesting Second Extension of Time to Submit Expert Witness' Report, filed on August 23, 1999 (docket No. **37**) is **GRANTED**.

Accordingly, the report of DR. HAYDEE COSTAS shall be provided to opposing counsel **on or before September 2, 1999**. Her deposition, if warranted, shall be taken on **September 15, 1999**.

The parties advised that DR. ESCABI, plaintiff's treating psychiatrist, will be deposed on **September 16, 1999**.

The parties having stipulated as to the proper method for calculating front pay no economic expert will be needed in this case.

**Amendment to Complaint**

Plaintiffs argued their reasons for having requested leave to include additional defendants at this stage of the proceedings. It is plaintiffs' position that all corporate entities function interchangeably in the manufacturing operation and that all share the same officers and directors. Further, plaintiffs indicated that the information pertaining to the corporations was recently

CIVIL NO. 98-1734 (RLA)

Page 3

1 discovered. Defendant's counsel vehemently opposed any amendments  
2 to the complaint as untimely.

3  
4 The Motion Requesting Leave to File Amended Complaint to Join  
5 an Additional Defendant, filed on August 13, 1999 (docket No. 33)  
6 is **GRANTED**. The Second Amended Complaint tendered on even date  
7 naming: (1) RONI BRA INC., (2) S.K. BRA, INC. and (3) CARNIVAL  
8 CREATION, INC. as additional defendants shall be **FILED**.

9 Service of process upon: (1) RONI BRA INC., and (2) S.K. BRA,  
10 INC. shall be effected **on or before September 10, 1999**. Attorney  
11 GROVAS-PORRATA will accept service on their behalf.

12 Plaintiffs shall serve CARNIVAL CREATION, CORP. with process  
13 **no later than September 30, 1999**.

14 **Additional Witnesses**

15 Plaintiffs were allowed to add (1) SELLY SEISE and (2) ENRIQUE  
16 VELEZ to their list of witnesses. The deposition of MR. VELEZ will  
17 be taken on **October 13, 1999** and MS. SEISE will be deposed on  
18 **October 15, 1999**. Attorney GROVAS-PORRATA will serve the deponents  
19 with the necessary subpoenas.

20 **Unknown Defendants**

21 The unknown defendants listed in the complaint are **DISMISSED**.  
22 Judgment shall be entered accordingly.  
23  
24  
25  
26

CIVIL NO. 98-1734 (RLA)

Page 4

**Settlement**

Settlement was discussed. The Court was informed that defendant had rejected plaintiffs' initial settlement proposal. MR. GROVAS-PORRATA will approach his client to explore settlement again in view of the recent procedural developments in the case.


**Further Status Conference**

A FURTHER STATUS CONFERENCE is scheduled for **January 20, 2000** at 2:30 p.m.

IT IS SO ORDERED.

San Juan, Puerto Rico, this <sup>Th</sup>30 day of August, 1999.

*s/c to*  
*Anibal Escanelles Rivera*  
*Carlos Grovas Porrata*  
*James Belk Ace*

  
RAYMOND L. ACOSTA  
United States District Judge